

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Frankard, et al.

**Examiner:** Collins, Cynthia E

**Serial No.:** 10/584,024

**Art Unit:** 1638

**Filed:** April 30, 2008

**Confirmation No.:** 4438

**For: PLANTS HAVING INCREASED YIELD  
AND METHOD FOR MAKING THE SAME**

**Docket:** 1187-31

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE RULES**

Dear Sir:

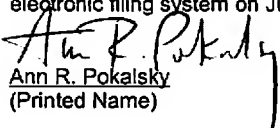
In response to the Notice to Comply, mailed on May 18, 2011, applicants submit herewith a new Sequence Listing (electronically filed through EFS-Web). In the Sequence Listing submitted on March 14, 2011, the only error was a "Xaa" position not defined under the heading <222> as being located at position 6 in SEQ. ID. NO. 6. This has been corrected in the enclosed amended Sequence Listing.

A reviewer has commented in the validation report that Sequence ID Nos. 13 and 25 are missing amino acid numbers. This is incorrect, as SEQ ID NOs: 13 and 25 were numbered every five amino acids in the previously submitted Sequence Listing and are also numbered in the enclosed Sequence Listing.

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**Certificate of EFS-Web Transmission**

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via the Office's electronic filing system on June 20, 2011.

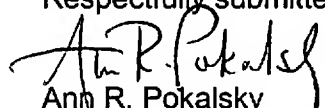
  
Ann R. Pokalsky  
(Printed Name)

Applicants submit that both the Sequence Listing submitted previously on March 14, 2011, and the Sequence Listing submitted herewith were processed through the USPTO's Checker Program to assure compliance with USPTO sequence rules and were found to have no sequence errors.

Also submitted herewith is an amendment directing the enclosed Sequence Listing into the application, as well as statement under 37 C.F.R. § 1.825, that the Sequence Listing submitted herewith, adds no new matter to the application as originally filed.

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Respectfully submitted,

  
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